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Attorneys for Rule 706 Expert, Dr. James R. Kearl

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.,  
  
Plaintiff,  
  
vs.  
  
GOOGLE, INC.,  
  
Defendant.

Case No. C 10-3561 WHA

**ADMINISTRATIVE MOTION TO FILE  
UNDER SEAL RESPONSE OF DR. JAMES  
R. KEARL, RULE 706 EXPERT, TO  
GOOGLE'S MOTION TO STRIKE  
PORTIONS OF EXPERT REPORT AND  
TESTIMONY OF DR. JAMES R. KEARL**

Dept.: Courtroom 8, 19th Floor  
Judge: Hon. William H. Alsup

Pursuant to the Northern District of California's Civil Local Rules 7-11 and 79-5(d) and (e), and for the reasons set forth in the accompanying declaration of John L. Cooper, Rule 706 Expert, Dr. James R. Kearl ("Dr. Kearl"), hereby brings this Administrative Motion to File Under Seal the following documents ("Documents"):

- Response of Dr. James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert Report and Testimony of Dr. James R. Kearl;
- Exhibit A to the Declaration of Dr. James R. Kearl in Support of Response of Dr. James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert Report and Testimony of Dr. James R. Kearl;

ADMIN MOTION TO FILE UNDER SEAL  
RESPONSE TO GOOGLE MOTION TO STRIKE;  
Case No. C 10-3561 WHA

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- 1           - Exhibit B to the Declaration of Dr. James R. Kearl in Support of Response of Dr.
- 2           James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert
- 3           Report and Testimony of Dr. James R. Kearl;
- 4           - Exhibit C to the Declaration of Dr. James R. Kearl in Support of Response of Dr.
- 5           James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert
- 6           Report and Testimony of Dr. James R. Kearl;
- 7           - Exhibit D to the Declaration of Dr. James R. Kearl in Support of Response of Dr.
- 8           James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert
- 9           Report and Testimony of Dr. James R. Kearl;
- 10          - Exhibit E to the Declaration of Dr. James R. Kearl in Support of Response of Dr.
- 11          James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert
- 12          Report and Testimony of Dr. James R. Kearl;
- 13          - Exhibit F to the Declaration of Dr. James R. Kearl in Support of Response of Dr.
- 14          James R. Kearl, Rule 706 Expert, to Google's Motion to Strike Portions of Expert
- 15          Report and Testimony of Dr. James R. Kearl.

16       The Documents contain information designated by Oracle America, Inc. and Google, Inc. as  
 17       "Confidential—Attorney's Eyes Only" under the Protective Order.

18           In an abundance of caution, Dr. Kearl has not submitted redacted versions, as there  
 19       appears to be a dispute between the parties regarding what portions should be sealed. *See, e.g.,*  
 20       Dkt. 1599. Dr. Kearl respectfully requests to file a redacted version of the Documents, should the  
 21       Court so choose, after the parties have resolved their dispute regarding which portions, if any,  
 22       should be sealed. Dr. Kearl respectfully requests that the unredacted Documents remain under  
 23       seal.

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1 Dated: April 8, 2016

FARELLA BRAUN + MARTEL LLP

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3 By: /s/ John L. Cooper

4 John L. Cooper

5 Attorneys for Rule 706 Expert,  
6 Dr. James R. Kearl  
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